

REMARKS

This amendment is responsive to the final office action mailed 9/4/2003. In that Office Action, Claim 37 was finally rejected under 35 U.S.C. §102(b) in view of Cognetti et al. (US 5,629,574). The remaining pending claims (i.e., claims 1-27 and 29-36) stand allowed.

Merely in the interest of expediting prosecution of the present application, a minor amendment has been made to pending Claim 37 to set forth that the circuit board is "slidably" insertable into the hollow area of the bulge. This feature is not shown or suggested by Cognetti, which involves the use of a control device (1) that is dropped onto a peripheral area of a motor housing (and ostensibly covered by a separate, cap-type component thereafter). As noted in the earlier filed amendment of June 25, 2003, the device of Cognetti does not have a housing which forms a "bulge", as with the present invention, but rather makes use of four short walls forming a square shaped projection that projects from the housing. The control device (1) is dropped onto the housing within these four walls. Reconsideration and withdrawal of the rejection under section 102(b) is thus respectfully requested.

New claim 38 is somewhat similar to claim 37. New claim 38 more positively recites that the bulge forms a hollow pocket having an opening, and wherein the opening lies in a plane generally perpendicular to the sidewall of the housing. This is in contrast to the housing of Cognetti, which has its opening for the control device formed in a plane that is parallel to the sidewall of the housing.


It is further submitted that new claim 38 does not raise any issues that would require a new search, and should therefore be entered and considered by the

Examiner. The structural features addressed in claim 38 (i.e., the configuration of the bulge relative to the sidewall of the housing and its opening orientation) have been addressed in at least one previous response, and cannot reasonably be viewed as raising "new issues" of patentability that would require additional searching on the Examiner's part.

For the foregoing reasons, the allowance of claims 37 and 38 is respectfully requested at the earliest opportunity. If the Examiner would like to discuss this matter by telephone he is invited to contact the undersigned at the number below.

Respectfully submitted,

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